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*Attorneys for Plaintiffs and Proposed Plaintiff Class*

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK**

JANE DOE on behalf of herself and her minor child; JANE BOE, Sr. on behalf of herself and her minor child; JOHN COE, Sr. and JANE COE, Sr. on behalf of themselves and their minor children; JOHN FOE, Sr. on behalf of himself and his minor child; JANE GOE, Sr. on behalf of herself and her minor child; JANE LOE on behalf of herself and her medically fragile child; JANE JOE on behalf of herself and her medically fragile child; CHILDRENS HEALTH DEFENSE, and all others similarly situated,

Plaintiffs,

vs.

HOWARD ZUCKER, in his official capacity as Commissioner of Health for the State of New York; ELIZABETH RAUSCH-PHUNG, M.D., in her official capacity as Director of the Bureau of Immunizations at the New York State Department of Health; the NEW YORK STATE DEPARTMENT OF HEALTH; THREE VILLAGE CENTRAL SCHOOL DISTRICT; CHERYL PEDISICH, acting in her official capacity as Superintendent, Three Village Central School District; CORINNE KEANE, acting in her official capacity as Principal, Paul J. Gelinas Jr. High School, Three Village Central School District; LANSING CENTRAL SCHOOL DISTRICT; CHRIS

Civil Action No.: 1:20-CV-0840 (BKS/CFH)

**NOTICE OF PLAINTIFFS' MOTION FOR  
LEAVE TO PROCEED BY PSEUDONYM**

NOTICE OF PLAINTIFFS' MOTION FOR LEAVE TO PROCEED BY PSEUDONYM - 1

1 PETTOGRASSO, acting in her official capacity  
2 as Superintendent, Lansing Central School  
3 District; CHRISTINE REBERA, acting in her  
4 official capacity as Principal, Lansing Middle  
5 School, Lansing Central School District;  
6 LORRI WHITEMAN, acting in her official  
7 capacity as Principal, Lansing Elementary  
8 School, Lansing Central School District;  
9 PENFIELD CENTRAL SCHOOL DISTRICT;  
10 DR. THOMAS PUTNAM, acting in his official  
11 capacity as Superintendent, Penfield Central  
12 School District; SOUTH HUNTINGTON  
13 SCHOOL DISTRICT; DR. DAVID P.  
14 BENNARDO, acting in his official capacity as  
15 Superintendent, South Huntington School  
16 District; BR. DAVID MIGLIORINO, acting in  
17 his official capacity as Principal, St. Anthony's  
18 High School, South Huntington School District;  
19 ITHACA CITY SCHOOL DISTRICT; DR.  
20 LUVELLE BROWN, acting in his official  
21 capacity as Superintendent, Ithaca City School  
22 District; SUSAN ESCHBACH, acting in her  
23 official capacity as Principal, Beverly J. Martin  
24 Elementary School, Ithaca City School District;  
25 SHENENDEHOWA CENTRAL SCHOOL  
26 DISTRICT; DR. L. OLIVER ROBINSON,  
27 acting in his official capacity as Superintendent,  
28 Shenendehowa Central School District; SEAN  
GNAT, acting in his official capacity as  
Principal, Koda Middle School, Shenendehowa  
Central School District; ANDREW HILLS,  
acting in his official capacity as Principal,  
Arongen Elementary School, Shenendehowa  
Central School District; COXSACKIE-  
ATHENS SCHOOL DISTRICT; RANDALL  
SQUIER, Superintendent, acting in his official  
capacity as Superintendent, Coxsackie-Athens  
School District; FREYA MERCER, acting in  
her official capacity as Principal, Coxsackie-  
Athens High School, Coxsackie-Athens School  
District; ALBANY CITY SCHOOL  
DISTRICT; KAWEEEDA G. ADAMS, acting in  
her official capacity as Superintendent, Albany  
City School District; MICHAEL PAOLINO,  
acting in his official capacity as Principal,

NOTICE OF PLAINTIFFS' MOTION FOR LEAVE TO PROCEED BY PSEUDONYM - 2

1 William S. Hackett Middle School, Albany City  
2 School District; and all others similarly situated

3 **PLEASE TAKE NOTICE** that on \_\_\_\_\_, 2020, at \_\_\_\_\_ in the fore/after noon or on  
4 such date as the Court may direct, Jane Doe, John Boe, Sr., Jane Coe, Sr., John Coe, Sr., John  
5 Foe, Sr. Jane Goe, Sr., Jane Joe, Jane Koe and Jane Loe, on behalf of themselves and their minor  
6 children (collectively the "Doe Plaintiffs") through counsel, will move before the United States  
7 District Court for the Northern District of New York, located at \_\_\_\_\_, for permission  
8 to proceed by pseudonym and for a protective order restricting the disclosure of the identities or  
9 any information that may reveal the identities of the Doe Plaintiffs to the general public pursuant  
10 to the attached Proposed Order .  
11

12  
13 **TAKE FURTHER NOTICE** that responding papers, if any, are due

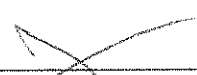
14 **TAKE FURTHER NOTICE** that in support of this Motion, Plaintiffs rely on their  
15 Memorandum of Law, affirmation of counsel Sujata Gibson, Esq. dated July 22, 2020, the  
16 Complaint, dated July 22, 2020 along with this Notice of Motion, Certificate of Service and  
17 Proposed Order.  
18

19 Dated: July 22, 2020

20 RESPECTFULLY SUBMITTED,

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22 

23 Sujata S. Gibson, Esq.  
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26 Ithaca, New York 14850  
27 Bar Number: 517834  
28 *Attorneys for Plaintiffs*



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